



1. Docket call for this Adversary Proceeding will be held on the Court's **February, 2025** trial docket call day, tentatively estimated at February 4, 2025 at 1:15 p.m., but the parties are directed to obtain the precise setting once the Court issues its 2025 calendar.

2. Trial of this Adversary Proceeding will be held during the Court's trial week for **February, 2025**, tentatively estimated at February 10, 2025, but the parties are directed to obtain the precise setting once the Court issues its 2025 calendar.

3. Parties shall complete fact discovery on or before **September 20, 2024**. Expert discovery shall be completed by **November 30, 2024**. Discovery must be served promptly enough to permit timely response by the other party. Parties may, by agreement, continue discovery beyond this deadline without further order of this Court.

4. Non-expert initial disclosures are waived.

5. Parties shall exchange names, addresses and reports of experts for trial on or before **September 30, 2024**.

6. Rebuttal expert reports shall be exchanged on or before **October 18, 2024**.

7. All dispositive motions shall be filed and served on all other parties on or before **November 1, 2024**. Responses shall be filed and served on all other parties not later than 21 days of the service of the motion. Any replies shall be filed and served on all other parties not later than 7 days of the service of the response.

8. Except for impeachment documents, all exhibits, along with a list of witnesses to be called, shall be exchanged with all other parties no later than **January 31, 2025**. All exhibits not objected to in writing by Docket Call shall be admitted into evidence at trial without further proof, except for objections to relevance. Written objections to exhibits will be taken up either at the beginning or during the course of the actual trial or at any pretrial conference.

9. On or before **January 31, 2025**, a Joint Pretrial Order in compliance with Local District Court Rule 16.4 shall be filed, served, and uploaded for Court entry. All parties are responsible for preparing the Joint Pretrial Order, which shall contain the following: (a) a summary of the claims and defenses of each party; (b) a statement of stipulated facts; (c) a list of the contested issues of fact; (d) a list of contested issues of law; (e) an estimate of the length of trial; (f) a list of additional matters which would aid in the disposition of the case; and (g) the signature of each attorney.

10. On or before **January 31, 2025**, the parties shall file proposed findings of fact and conclusions of law.

11. On or before **January 31, 2025**, the parties shall file trial briefs addressing contested issues of law.

12. This Order, and each party's agreement to this Order, is wholly without prejudice to all issues concerning the Court's core or non-core jurisdiction, or the lack thereof, or the lack of any consent to this Court's entry of final judgment, or to any motion for withdrawal of the reference, and all rights, issues, objections, defenses, and arguments concerning any of the foregoing are preserved and may be asserted by each party as is otherwise appropriate notwithstanding the entry of this Order; *provided, however*, that any motion for the withdrawal of the reference should be filed no later than **August 23, 2024**, but, if filed thereafter, or if not granted prior to trial, the Court shall proceed to trial without prejudice to any reference withdrawal issue and, if the Court or the District Court determines that this Court's jurisdiction is not core, then this Court shall make a report and recommendation to the District Court as is otherwise appropriate if the District Court has not by then entered an order providing otherwise (or unless a party obtains a stay from any court pending the same).

### END OF ORDER ###

**AGREED:**

<p><b>MUNSCH HARDT KOPF &amp; HARR P.C.</b></p> <p><u>/s/ Davor Rukavina</u> Davor Rukavina, Esq. Texas Bar No. 24030781 500 North Akard St., Ste. 3800 Dallas, Texas 75201 Telephone: (214) 855-7500 <a href="mailto:drukavina@munsch.com">drukavina@munsch.com</a></p> <p><b>ATTORNEYS FOR THE PLAINTIFFS</b></p>	<p><u>/s/ Jason M. Rudd (w/ permission)</u> Jason M. Rudd, Tex. Bar No. 24028786 Paul T. Elkins, Tex. Bar No. 24092383 <b>WICK PHILLIPS GOULD &amp; MARTIN, LLP</b> 3131 McKinney Avenue, Suite 500 Dallas, TX 75204 Phone: (214) 692-6200 Fax: (214) 692-6255</p> <p><b>COUNSEL FOR DEFENDANT JAMES FRINZI</b></p>
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